

**RESOLUTION NO. 77271**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE SPECIFYING THE COUNCIL'S DETERMINATION ON PROPOSED AMENDMENTS TO THE ENVISION SAN JOSE 2040 GENERAL PLAN PURSUANT TO TITLE 18 OF THE SAN JOSE MUNICIPAL CODE TO INCORPORATE THE 2014-2023 HOUSING ELEMENT AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE HOUSING ELEMENT TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR A FINDING OF SUBSTANTIAL COMPLIANCE AND CERTIFICATION**

**(JANUARY 2015 GENERAL PLAN AMENDMENT –  
2014-2023 HOUSING ELEMENT)**

**WHEREAS**, the City Council of the City of San José ("City Council") is authorized by Title 18 of the San José Municipal Code and state law to adopt and, from time to time, amend the General Plan governing the physical development of the City of San José; and

**WHEREAS**, on November 1, 2011, the City Council adopted the General Plan entitled, "Envision San José 2040 General Plan, San José, California" (hereinafter the "General Plan") by Resolution No. 76042; and

**WHEREAS**, the original copy of the General Plan is on file in the office of the Director of the Department of Planning, Building and Code Enforcement; and

**WHEREAS**, in accordance with Title 18 of the San José Municipal Code, all General Plan amendment proposals are referred to the Planning Commission of the City of San José for review and recommendation prior to City Council consideration of the amendments; and

**WHEREAS**, on January 15, 2015, the Planning Commission held a public hearing to consider the proposed 2014-2023 Housing Element attached hereto as Exhibit "A" as an amendment to the General Plan, at which interested persons were given the opportunity to appear and present their views with respect to said proposed Plans and amendments; and

**WHEREAS**, at the conclusion of the public hearing, the Planning Commission transmitted its recommendations to the City Council on the proposed General Plan Amendment; and

**WHEREAS**, a copy of the proposed 2014-2023 Housing Element amendment to the General Plan is on file in the office of the Director of Planning, Building and Code Enforcement of the City of San José at 200 East Santa Clara Street, 3<sup>rd</sup> Floor, San José, California, with a copy submitted to the City Council for its consideration; and

**WHEREAS**, pursuant to Title 18 of the San José Municipal Code, public notice was given that on January 27, 2015, at 1:30 p.m. in the Council Chambers at City Hall, 200 East Santa Clara Street, San José, California, the City Council would hold a public hearing where interested persons could appear, be heard, and present their views with respect to the proposed 2014-2023 Housing Element amendment to the General Plan; and

**WHEREAS**, on January 27, 2015 at 1:30 p.m. and continued to 7 p.m., the City Council held a duly noticed public hearing and gave all persons full opportunity to be heard and to present their views with respect to the proposed 2014-2023 Housing Element amendment to the General Plan; and

**WHEREAS**, the Council reviewed and considered the "Envision San José 2040 General Plan Final Environmental Impact Report," Resolution 76041 and addenda thereto; Downtown Strategy 2000 EIR, Resolution No. 72767, and Addenda thereto; North San José Development Policies EIR, Resolution No. 72768, and Addenda

thereto; and Diridon Station Area Plan EIR, Resolution No. 77096 and Addenda thereto (collectively, the "Final Program EIRs"), for the 2014-2023 Housing Element amendment to the General Plan prior to Council's determination on the proposed 2014-2023 Housing Element amendment to the General Plan; and

**WHEREAS**, the City Council is the decision-making body for the proposed 2014-2023 Housing Element amendment to the General Plan.

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE AS FOLLOWS:

**SECTION 1.** The City Council adopts the 2014-2023 Housing Element amendment to the General Plan specified in Exhibit "A" attached hereto and incorporated herein by reference.

**SECTION 3.** This Resolution and the City Council's determination on the 2014-2023 Housing Element amendment to the General Plan specified in Exhibit "A" shall take effect thirty (30) days following the adoption of this Resolution.

ADOPTED this 27<sup>th</sup> day of January, 2015, by the following vote:

AYES: CARRASCO, HERRERA, JONES, KALRA, KHAMIS,  
MATTHEWS, OLIVERIO, PERALEZ, ROCHA;  
LICCARDO.

NOES: NONE.

ABSENT: NGUYEN.

DISQUALIFIED: NONE.



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SAM LICCARDO  
Mayor

ATTEST



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TONI J. TABER, CMC  
City Clerk